

IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 21-0261

IN THE MATTER OF:

J.D.L.,

Respondent and Appellant.

**MOTION FOR EXTENSION OF TIME
WITH AFFIDAVIT IN SUPPORT**

COMES NOW, Kathryn Hutchison, Assistant Appellate Defender for the Appellate Defender Division, and respectfully requests an extension of time until June 7, 2022, in which to prepare, file, and serve the Appellant's opening brief in the above-entitled matter. This is Appellant's ninth request for an extension. Appellant's opening brief was first due August 9, 2021. Appellant's opening brief is currently due April 8, 2022. Appellant submits the attached affidavit in support of this motion.

Opposing counsel has been contacted and has no objection.

Respectfully submitted this 1st day of April, 2022.

OFFICE OF STATE PUBLIC DEFENDER
APPELLATE DEFENDER DIVISION
P.O. Box 200147
Helena, MT 59620-0147

By: /s/ Kathryn Hutchison
Kathryn Hutchison
Assistant Appellate Defender

[illegible]

I, Kathryn Hutchison, in compliance with M. R. App. P. 26(2),
declare:

1. I am a licensed, practicing attorney in the State of Montana, and I am currently employed by the Office of the State Public Defender, Appellate Defender Division, (ADD), as an Assistant Appellate Defender.

2. I was assigned to handle *In re J.D.L.*, DA 21- 0261, on March 14, 2022.

3. Appellant's opening brief was first due August 9, 2021. It is currently due April 8, 2022. This is Appellant's ninth request for an extension, but the first since I was personally assigned to the case. I am requesting an extension of 60 days.

4. I am in substantial need of an extension.

5. I review and complete my cases in the order in which they were assigned to me. I have two opening appeal briefs currently due before this matter. Additional time is necessary to review the district court record, conduct legal research, consult with J.D.L., and draft the

opening brief. I will work diligently to complete this matter in the time requested.

7. Opposing counsel has been contacted concerning this motion and does not object.

/s/ Kathryn Hutchison
Kathryn Hutchison, Helena, MT

April 1, 2022
Date

CERTIFICATE OF SERVICE

I, Kathryn Gear Hutchison, hereby certify that I have served true and accurate copies of the foregoing Motion - Unopposed to the following on 04-01-2022:

Steven N. Eschenbacher (Govt Attorney)
1106 4th Ave E.
Polson MT 59860
Representing: State of Montana
Service Method: eService

Austin Miles Knudsen (Govt Attorney)
215 N. Sanders
Helena MT 59620
Representing: State of Montana
Service Method: eService

Electronically signed by Gerri Lamphier on behalf of Kathryn Gear Hutchison
Dated: 04-01-2022